WHEREAS, the parties have commenced discovery in the above-captioned proceeding;

WHEREAS, pursuant to Rule 26 of the Federal Rules of Civil Procedure, defendant is prepared to make disclosures of documents and information that may be protected by the Privacy Act of 1974, 5 U.S.C. § 552a ("Privacy Act"); and

WHEREAS, it appears that the disclosure of such documents and information is in the interests of justice;

IT IS HEREBY ORDERED that

- 1. Any objection to the production of such documents and information on the ground that they are protected by the Privacy Act is overruled.
- 2. This Order is without prejudice to any other objections the parties may have to producing or using such documents and information.

Dated: New York, New York February 2008

THE HÖNORAB

ORABLE SHIRA A. SCHEINDLIN

UNITED STATES DISTRICT JUDGE

The parties to this action consent to the entry of this Order.

Dated: New York, New York February 1, 2008

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Dated: New York, New York

February 6, 2008

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